

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 \* \* \*

4 JESSIE L. SIMS,

5 Plaintiff,

6 v.

7 DISTRICT ATTORNEY OFFICE, et al.,

8 Defendants.  
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Case No. 2:17-cv-02996-APG-NJK

**ORDER ADOPTING REPORT AND  
RECOMMENDATION**

(ECF No. 5)

10 On January 16, 2018, Magistrate Judge Koppe entered a report and recommendation that I  
11 dismiss this case without prejudice because plaintiff Jessie Sims did not file an amended  
12 complaint by January 5 as ordered. ECF No. 5. Sims did not file an objection. Thus, I am not  
13 obligated to conduct a de novo review of the report and recommendation. 28 U.S.C. § 636(b)(1)  
14 (requiring district courts to “make a de novo determination of those portions of the report or  
15 specified proposed findings to which objection is made”); *United States v. Reyna-Tapia*, 328 F.3d  
16 1114, 1121 (9th Cir. 2003) (en banc) (“the district judge must review the magistrate judge’s  
17 findings and recommendations de novo if objection is made, but not otherwise” (emphasis in  
18 original)).

19 IT IS THEREFORE ORDERED that Judge Koppe’s report and recommendation (ECF  
20 No. 5) is accepted. Plaintiff Jessie Sims’ complaint is DISMISSED without prejudice.

21 DATED this 2nd day of February, 2018.

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24 ANDREW P. GORDON  
25 UNITED STATES DISTRICT JUDGE  
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